

3713

**TRANSMITTAL LETTER  
(General - Patent Pending)**Docket No.  
114066-004

In Re Application Of: Eugene Jarvis et al.

Serial No.  
10/002,553Filing Date  
November 23, 2001Examiner  
Binh An DucGroup Art Unit  
3713

Title: FINANCIAL TRADING GAME

TO THE COMMISSIONER FOR PATENTS:

Transmitted herewith is:

**Response to Restriction Requirement (2 pages); and return receipt postcard.**

in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of \_\_\_\_\_ is attached.
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- ☐ Charge the amount of \_\_\_\_\_
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

Signature

Dated: April 30, 2004

Adam H. Masia  
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Karin Barrett

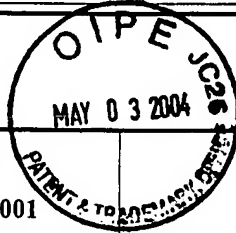
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**Karin Barrett**

*Typed or Printed Name of Person Mailing Correspondence*

cc:



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Eugene Jarvis et al.  
Appl. No.: 10/002,553  
Conf. No.: 3797  
Filed: November 23, 2001  
Title: FINANCIAL TRADING GAME  
Art Unit: 3713  
Examiner: Binh An Duc Nguyen  
Docket No.: 0114066-004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT**

Sir:

Please enter this response in the above-identified patent application.

**REMARKS**

This Response is submitted in reply to the Office Action mailed on April 7, 2004. No fees are due with this Response. Please charge Deposit Account No. 02-1818 for any insufficiency or credit for any overpayment.

In the Office Action, the Examiner issued a restriction requirement under 35 U.S.C. § 121, which required applicant to elect one of the following:

- I. Claims 1-14, drawn to a gambling device charting the payout value overtime, classified in class 463, subclass 9.
- II. Claims 15-19, drawn to a gambling device for generating an outcome, classified in class 463, subclass 25.
- III. Claims 20-28, drawn to a game that simulates changes in value of at least one item traded on an exchange for the purchase and sale of the item, classified in class 700, subclass 90.
- IV. Claims 29-42, drawn to a method for playing a game by a player that simulates changes in value of an item traded on an exchange and the purchase and sale of the item with game outcome altering event, classified in class 700, subclass 91.

The Office Action stated that, if Group I is elected, the invention is further restricted to the following species:

Species S1a: Claim 10.

Species S1b: Claim 11.

Species S1c: Claim 12.

Also, the Office Action stated that, if Group II is elected, the invention is further restricted to the following species:

Species S4a: Claim 44.

Species S4b: Claim 45.

Species S4c: Claim 46.

Species S4d: Claim 47.

Applicant hereby elects Group I, Species S1a: Claim 10 without traverse, for examination on the merits.

Favorable consideration is respectfully requested.

Respectfully submitted,

BELL, BOYD & LLOYD LLC

BY 

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Date: April 30, 2004